

Art Unit: 2122

II. Remarks

In the Amendment filed by applicant on September 1, 2004, applicant indicated that the cited reference, Bohrer, relied upon to reject claims 1-11 of the present application was not prior art. Specifically, applicant conceived of the invention prior to 1996 and proceeded with development of a system embodying the invention. In support of the date of invention, applicant submits the enclosed Declaration Under 37 CFR §1.131. As noted in the declaration, applicant conceived of the key aspects of the invention in 1996. Attached to the declaration is a white paper from around the time of conception supporting the date of conception. Applicant formed a company in 1996 to develop a system based upon his ideas. The company moved and expanded in 2000. In late 2000, a fully functional system embodying the invention was completed and used. Accordingly, the present invention precedes the issue date of Bohrer.

In view of the foregoing remarks and the amendments and remarks submitted on September 1, 2004, applicants believe that this application is in condition for allowance. If the examiner has any questions regarding this amendment or the application in general, he is encouraged to telephone the undersigned attorney so that prosecution of this application can be expedited.

Respectfully submitted,



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